

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
P-4804

In Re Application Of: **Timothy M. Wiles, et al.**

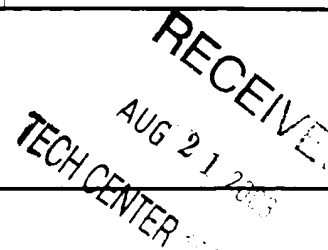
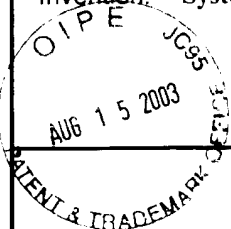
Serial No.
09/583,891

Filing Date
May 31, 2000

Examiner
R. Gitomer

Group Art Unit
1651

Invention: **System and Method for Analyzing Antibiotic Susceptibility of Biological Samples**



TO THE COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of **March 13, 2003** in the above-identified application.
Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **March 13, 2003** finally rejecting Claim(s) **1, 4-10, and 21-24**

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: **06/13/2003** until: **08/13/2003**
Date *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$320.00

Fee for Extension of Time: \$410.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$730.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☐ A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.

☒ Please charge Deposit Account No. **02-1666** in the amount of **\$730.00**

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **02-1666**

PAID BY: 09/03/2003 10:00:00 AM 09/03/2003 10:00:00 AM

09/03/2003 10:00:00 AM
09/03/2003 10:00:00 AM

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
P-4804

In Re Application Of: **Timothy M. Wiles, et al.**

Serial No.
09/583,891

Filing Date
May 31, 2000

Examiner
R. Gitomer

Group Art Unit
1651

Invention: **System and Method for Analyzing Antibiotic Susceptibility of Biological Samples**

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:


Signature

Dated: **August 13, 2003**

Bruce S. Weintraub
Reg. No. 34,277
Attorney for Applicants
Becton, Dickinson and Company
1 Becton Drive
Franklin Lakes, NJ 07417
(201) 847-7096

RECEIVED
AUG 21 2003
TECH CENTER 1600/2900

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

*This certificate may only be used if paying by deposit account.

Certificate of Mailing

I certify that this document and fee is being deposited on **8/13/2003** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature of Person Mailing Correspondence

Nicole M. McRae

Typed or Printed Name of Person Mailing Correspondence

CC: